

U.S. DISTRICT COURT  
EASTERN DISTRICT OF TEXAS

§

COUNCIL PROPERTIES, LLC,  
Intervenor.

DAVID J. MALAND, CLERK  
BY  
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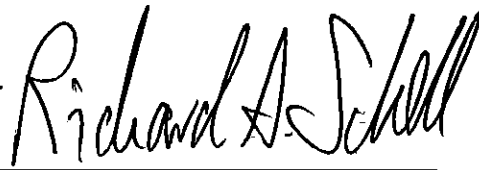
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The court, having made a *de novo* review of the objections raised by Plaintiff, Defendant's response, Plaintiff's reply, and Defendant's sur-reply (Dkts. 164, 165, 172, and 173) is of the opinion that the findings and conclusions of the Magistrate Judge are correct, and the objections of Plaintiff

are without merit. Therefore, the court hereby adopts the findings and conclusions of the Magistrate Judge as the findings and conclusions of this court. Intel Corporation's Motion for Summary Judgment (Dkt. 82) is GRANTED, Hillwood Enterprises, L.P.'s Motion for Partial Judgment (Dkt. 84) is DENIED, and Intel is granted judgment on its claim that Hillwood no longer has any right to repurchase the property at issue.

Further, Intel is awarded its reasonable and necessary attorneys' fees as the prevailing party. Intel shall submit to the court a listing of those reasonable and necessary attorneys' fees for which it seeks recovery on or before **September 30, 2009**. Hillwood may submit any response to Intel's submission within 14 days of the date it is filed. The parties are encouraged to confer in good faith on all issues relating to the attorneys' fees submitted.

**IT IS SO ORDERED.**

SIGNED this 20<sup>th</sup> day of September, 2009.   
RICHARD A. SCHELL  
UNITED STATES DISTRICT JUDGE